

REMARKS

Claims 1-21 are pending. By the present Amendment, Claim 17 is cancelled and Claims 18-19 and 21 are amended, thereby leaving Claims 1-16 and 20 unchanged. Applicants gratefully acknowledge the Examiner's allowance of Claims 10-16 and the Examiner's indication that Claims 8, 9, 18 and 20 include allowable subject matter.

Priority

Applicants have requested a certified copy of Japanese Patent Application Number 2004-61933 from Applicant's Japanese patent attorney and will forward the certified copy to the Examiner upon receipt.

Declaration

The Examiner objected to the Declaration under 37 C.F.R. § 1.67(a) because the declaration does not identify the foreign application to which the above-identified application claims priority. Applicants have enclosed a revised declaration. Reconsideration of the rejection is respectfully requested.

Double Patenting Rejections

Claims 1-7 of the present application stand rejected under the judicially created doctrine of double patenting as being unpatentable over Claims 1-49 in Applicants' prior U.S. Patent No. 6,702,090 (the "'090 Patent").

In order to further prosecution of the present application, without admitting that the '090 Patent encompasses the same subject matter as the present application and without admitting that the subject matter of the rejected claims is obvious over the '090 Patent, a terminal disclaimer in accordance with 37 C.F.R. §1.321(a) has been filed with the present Amendment to overcome these rejections. Accordingly, reconsideration of the rejection is respectfully requested.

35 U.S.C. § 102(b) Rejections

Claims 17, 19 and 21 stand rejected under 35 U.S.C. § 102(b) as being unpatentable over U.S. Patent No. 5,732,805 (the "'805 Patent"). Reconsideration of the rejections is respectfully requested.

Without prejudice, Applicants have cancelled Claim 17 and have amended Claims 19 and 21 to depend from Claim 17. Applicants respectfully traverse the Examiner's rejections and reserve the right to re-present the rejected claims and to address the Examiner's rejections in one or more continuation patent applications.

Information Disclosure Statement

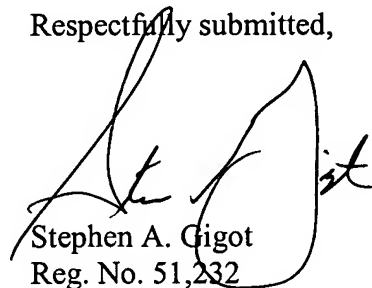
The Examiner objected to the information disclosure statement filed November 12, 2005 because "the 'Milwaukee Electric Tool Cordless 2.4 Volt Screwdriver' referred to in the list of 'other prior art' was apparently never received". Applicants note that a copy of "Milwaukee Electric Tool Cordless 2.4 Volt Screwdriver" was included with the information disclosure statement filed November 12, 2005. However, for the Examiner's reference, Applicants have attached hereto a supplemental information disclosure statement and a second copy of the "Milwaukee Electric Tool Cordless 2.4 Volt Screwdriver".

CONCLUSION

In view of the foregoing, entry of the present Amendment and allowance of Claims 1-9 and 18-21, in addition to the previous allowance of Claims 10-16, are respectfully requested.

The undersigned is available for telephone consultation during normal business hours.

Respectfully submitted,



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